

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF LOUISIANA
MONROE DIVISION**

STATE OF LOUISIANA, STATE OF
MISSOURI, *et al.*,

Plaintiffs,

v.

JOSEPH R. BIDEN, JR.,
in his official capacity as President of the
United States, *et al.*,

Defendants.

No. 3:22-cv-01213-TAD-KDM

**PLAINTIFFS' CONSENT MOTION FOR EXTENSION OF TIME
TO FILE SUPPLEMENTAL PRELIMINARY-INJUNCTION BRIEF**

Pursuant to the Federal Rules of Civil Procedure and this Court's Local Rules, Plaintiffs respectfully request the Court's leave for an extension of time of one week, to March 6, 2023, in which to file their supplemental brief on the motion for preliminary injunction in this case. Counsel for Defendants have consented to this request.

In support, Plaintiffs state as follows: After the close of expedited preliminary-injunction-related discovery on January 27, 2023, the Court authorized Plaintiffs "to file a supplemental brief in support of Plaintiffs' request for a preliminary injunction" within "thirty days of the expiration of preliminary-injunction related discovery on January 27, 2023." Doc. 187, at 5. Under this order, Plaintiffs' supplemental brief is currently due on Monday, February 27, 2023. *Id.* Plaintiffs are working diligently on this briefing, which involves the analysis of significant amounts of factual discovery and the depositions of six officials in multiple federal agencies, as well as supplemental discovery of about 2,000 pages received from CISA on February 8, 2023, in response

to this Court's order granting Plaintiffs' motion to compel. Doc. 187, at 5. The briefing will address significant and complex legal issues as well as extensive factual analysis. To allow sufficient time for Plaintiffs to provide a thorough and comprehensive supplemental brief, Plaintiffs respectfully request an extension of one week, to March 6, 2023, in which to submit this brief. Counsel for Defendants have consented to this request.

Dated: February 22, 2023

Respectfully submitted,

ANDREW BAILEY
Attorney General of Missouri

JEFFREY M. LANDRY
Attorney General of Louisiana

/s/ Charles F. Capps

Joshua M. Divine

Solicitor General

Charles F. Capps

Deputy Solicitor General

Missouri Attorney General's Office

Post Office Box 899

Jefferson City, MO 65102

Tel: (573) 751-8870

Charles.Capps@ago.mo.gov

Counsel for State of Missouri

/s/ D. John Sauer

Elizabeth B. Murrill (La #20685)

Solicitor General

D. John Sauer (Mo #58721)

Special Assistant Attorney General

Louisiana Department of Justice

1885 N. Third Street

Baton Rouge, Louisiana

Tel: (314) 562-0031

John.Sauer@james-otis.com

Counsel for State of Louisiana

* admitted *pro hac vice*

/s/ Jenin Younes

Jenin Younes *

John J. Vecchione *

New Civil Liberties Alliance

1225 19th Street N.W., Suite 450

Washington, DC 20036

Direct: (202) 918-6905

E-mail: jenin.younes@ncla.legal

Counsel for Plaintiffs Dr. Jayanta Bhattacharya,

Dr. Martin Kulldorff, Dr. Aaron Kheriaty, and Jill Hines

/s/ John C. Burns

John C. Burns

Burns Law Firm

P.O. Box 191250

St. Louis, Missouri 63119

P: 314-329-5040

F: 314-282-8136

E-mail: john@burns-law-firm.com

Counsel for Plaintiff Jim Hoft

CERTIFICATE OF SERVICE

I hereby certify that, on February 22, 2023, I caused a true and correct copy of the foregoing to be filed by the Court's electronic filing system, to be served by operation of the Court's electronic filing system on counsel for all parties who have entered in the case.

/s/ D. John Sauer